

THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN

BY-LAW NO. 2016-101

BEING A BY-LAW TO AMEND BY-LAW 2011-64, THE BUILDING DEPARTMENT BY-LAW, WHICH PROVIDES FOR CONSTRUCTION, DEMOLITION, CHANGE OF USE, OCCUPANCY PERMITS, TRANSFER OF PERMITS AND INSPECTIONS AND FEES.

WHEREAS pursuant to the *Building Code Act 1992*, S.O. 1992, c. 23 as amended, the Lieutenant Governor in Council has established a *Building Code* which is in force throughout Ontario;

AND WHEREAS The Council of the Township of West Lincoln passed By-law No. 2011-64 on, July 18, 2011, in accordance with Section 7 of the *Building Code Act 1992*, S.O. 1992, c. 23 as amended, which empowers Council to pass by-laws respecting construction, demolition, change of use, transfer of permits, inspections, and the setting and refunding of fees;

AND WHEREAS Subsection 8(3) of the *Building Code Act 1992*, S.O. 1992, c. 23 as amended, authorizes a Chief Building Official to issue a Conditional Building Permit in circumstances and subject to the conditions listed in that subsection;

AND WHEREAS Article 8(3)(c) of the *Building Code Act 1992*, S.O. 1992, c. 23 as amended, sets out that the applicant or such other person as the Chief Building Official determines, must enter into a form of agreement which is described in that article and commonly known as a Conditional Building Permit Agreement;

AND WHEREAS the Corporation of the Township of West Lincoln deems it to be in the public interest that the Chief Building Official have the authority to execute Conditional Building Permit Agreements on behalf of the Township of West Lincoln;

AND WHEREAS the Corporation of the Township of West Lincoln deems it necessary and expedient to update the Building By-law 2011-64;

AND WHEREAS the Corporation of the Township of West Lincoln deems it necessary and expedient to add Section 3.7: Conditional Permits, to By-law 2011-64 to delegate the authority for issuance of Conditional Building Permit agreements to the Chief Building Official;

NOW THEREFORE THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN ENACTS AS FOLLOWS:

1. That By-law 2011-64 be and is hereby amended by adding the following new Section 3.7:
 - 3.7 CONDITIONAL PERMITS**
 - (1) The Chief Building Official may, upon being satisfied that as many of the requirements of this by-law, the Building Code Act, 1992, S.O. 1992, c. 23, as amended, and the Building Code as amended, as practicable have been complied with, execute an agreement that includes the terms described in Article 8(3)(c) of the Building Code Act, 1992, S.O. 1992, c. 23, as amended.
 - (2) The delegation of authority set out in Subsection 3.7(1) above is effective as of October 25, 2016.
2. This by-law shall come into force and effect on the day immediately following the date of passing of this by-law.

**READ A FIRST, SECOND AND THIRD
TIME AND FINALLY PASSED THIS 24TH
DAY OF OCTOBER 2016.**



DOUGLAS JOYNER, MAYOR



CAROLYN LANGLEY, CLERK